

ORDINANCE NO. 14
2002 SERIES

AN ORDINANCE RELATING TO THE HOURS OF SALE FOR ALCOHOLIC BEVERAGES AND APPLICATION OF LICENSE FOR SUNDAY SALES FOR HOTELS, MOTELS, CONVENTION CENTERS AND RESTAURANTS, INCLUDING PRIVATE CLUBS WITHIN THE UNINCORPORATED AREA OF FRANKLIN COUNTY, KENTUCKY

BE IT ORDAINED BY THE FISCAL COURT OF COUNTY OF FRANKLIN, COMMONWEALTH OF KENTUCKY.

WHEREAS, on June 8, 1973, an order was issued that states "all places inside Franklin County but outside the corporate limits of the city of Frankfort, which are licensed for the sale of alcoholic beverages be permitted to be open for business only between the hours of 6:00 a.m. and 1:00 a.m. on each day except Saturday and Sunday, and that such places be required to close at 12:00 midnight Saturday nights and to remain closed until 6:00 a.m. on the following Monday morning. All times being eastern standard time. Pursuant to KRS 244.290," and

WHEREAS, pursuant to KRS 244.290 (4) a county containing a second-class city in which the sale of distilled spirits and wine is permitted under KRS Chapter 242, the fiscal court may, by ordinance, permit the sale of distilled spirits and, wine by the drink on Sunday from 1:00 p.m. until a designated closing hour at hotels, motels, or restaurants which have dining facilities with a minimum seating capacity of one hundred (100) people at tables and receive at least fifty percent (50%) or more of their gross annual income from the dining facilities from the sale of food, and

WHEREAS, pursuant to KRS 244.480 (3) a county containing a second-class city in which malt beverages may be sold within its jurisdictional boundaries under KRS Chapter 242 shall have the exclusive power to establish the times including Sunday.

NOW, THEREFORE, BE IT ORDAINED, THAT THE FOLLOWING ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE WHEN PASSED, PUBLISHED AND RECORDED ACCORDING TO LAW:

Section I. Closed times for retail premises.

Establishments located within Franklin County but outside the corporate limits of the city of Frankfort, which are licensed for sale of alcoholic beverages be permitted to be open for business only between the hours of 6:00 a.m. and 1:00 a.m. on each day except Saturday and Sunday and that such places be required to close at 12:00 midnight Saturday nights and to remain closed until 6:00 a.m. on the following Monday morning. All times being eastern standard time.

Section II. Sunday Sales for Alcoholic Beverages.

Hotels, motels, convention centers, restaurants, and private clubs which are licensed for retail sale of malt beverages, distilled spirits, and wine, which have dining facilities with a minimum seating capacity of one hundred (100) people at tables and receive at least fifty percent (50%) or more of their gross annual income from the dining facilities from the sale of food may apply for a Sunday sale malt beverage, distilled spirits and wine retail drink license.

Any establishment for which there has been granted a Sunday sale license shall be permitted to sell on Sunday from 1:00 p.m. until 12:00 midnight. In any year in which December 31 (New Year's Eve) falls on a Sunday, the hours may be extended by one hour, beginning at 1:00 p.m. and ending at 1:00 a.m. Monday, January 1.

Section III. Procedure.

The limited Sunday drink licenses are issued only to those hotels, motels, inns, restaurants, and private clubs authorized to sell malt beverage, distilled spirits and wine retail drink under KRS 244.290 and 244.480 and the holders of those licenses must apply to the state administrator and meet all other local and legal requirements for obtaining a Sunday liquor by the drink license.

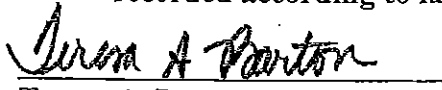
Section IV. Fee.

Pursuant to KRS 243.060 (g) the fee for a license in Franklin County shall be the maximum of \$300 per annum.

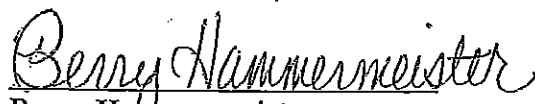
INTRODUCED AND GIVEN FIRST READING IN SUMMARY at a duly convened meeting of the Fiscal Court of Franklin County, Kentucky, held on the 21st Day of November, 2002.

GIVEN SECOND READING AND ADOPTED at a duly convened meeting of the Fiscal Court of Franklin County, Kentucky, held on the 6th day of December, 2002, and of record in Fiscal Court Order Book 19, Page 146.

This Ordinance shall take effect and be in full force when passed, published, and recorded according to law.


Teresa A. Barton
County Judge/Executive

ATTESTED TO:


Berry Hammermeister
Fiscal Court Clerk